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5 IN THE UNITED STATES DISTRICT COURT  
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7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

8 KEVIN FLOYD, No. C 10-03164 TEH

9 Plaintiff,

**ORDER OF DISMISSAL**

10 v.

11 USF REDDAWAY, INC.,

12 Defendant.

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15 The Parties hereto, by their counsel, having advised the Court that they have agreed to a  
16 settlement of this cause,

17 IT IS HEREBY ORDERED that this cause be dismissed with prejudice; provided, however,  
18 that if any party hereto shall certify to this Court, with proof of service of a copy to opposing  
19 counsel, within ninety (90) days from the date of this order, that the agreed consideration for said  
20 settlement has not been delivered over, the foregoing Order shall stand vacated and this cause shall  
forthwith be restored to the calendar to be set for trial.  
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22 Dated: 02/15/2011

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THELTON E. HENDERSON  
UNITED STATES DISTRICT JUDGE

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